

Article - Public Utilities

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§11–208.

(a) The Commission may impose on a person who violates this subtitle or a regulation adopted in accordance with this subtitle a civil penalty that does not exceed the maximum penalties provided in 49 U.S.C. Chapter 601 (Hazardous Liquid Pipeline Safety Act).

(b) Each day a violation continues is a separate violation under this section.

(c) To determine the amount of a penalty imposed under this section, the Commission shall consider:

- (1) the nature, circumstances, and gravity of the violation;
- (2) with respect to the violator:
 - (i) the degree of culpability;
 - (ii) any history of prior violations;
 - (iii) the ability to pay;
 - (iv) any effect on the ability to continue doing business; and
 - (v) good faith in attempting to comply; and
- (3) other matters that justice requires.

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